



CITIZEN POLICE ADVISORY REVIEW BOARD (CPARB)

Minutes

Tuesday, July 29, 2015
Ward 6 Office, Community Room
3202 E. First Street, Tucson, AZ

1. Call to Order and Roll Call

Meeting was called to order by Chair Felicia Chew 5:34 p.m. Those present and absent were:

Present:

Felicia Chew, Chair
Derrick Goodrich
Suzanne Elefante
Barbara Sattler
Glen Parin
Cynthia Schiesel

Representing:

Mayor
Ward 1
Ward 2
Ward 3
Ward 4
Ward 6

Absent:

Cherry Jackson

Ward 5

Others Present:

Council Member Kozachik
Assistant Chief John Leavitt
Assistant Chief Ramon Batista
Lieutenant Matt Ronstadt
Lieutenant Kevin Hall
Sergeant Jason Winsky
Sergeant John Carlson
Officer Michael Miller
Tristy Terwilliger
Michael Silva, Legal Advisor
Diana Amada, Council Admin Assistant
Karisa McMillan
Ana Juarez
Maria Taracena
Amanda Le Clare
Cynthia Washington
Stephen Moore
Mark Spear

Representing:

Ward 6
Tucson Police Department
Tucson Police Department
Tucson Police Department
Tucson Police Department
Tucson Police Department
Tucson Police Department
Tucson Police Officer Association
Independent Police Auditor
City Attorney's Office
Ward 6
City Clerk's Office
City Clerk's Office
Tucson Weekly
AZPM
Tucson News Now
Constituent
Constituent

2. Approval of Legal Action Report and Summary Minutes from June 16, 2015.

It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 6 to 0, (Cherry Jackson absent), to accept Minutes with corrections of June 16, 2015.

It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to accept the Legal Action Report of June 16, 2015.

3. Approval of Agenda

Discussion held, no action taken.

4. Report From Chairperson

Discussion held, no action taken.

5. Call to the Audience

Comments were made by constituent Stephen Moore and a hand out was given, no action taken.

6. TPD Presentation: TPD Traffic Stop Demographics

Presentation was given by Assistant Chief John Leavitt, Tucson Police Department. Discussion was held, handout was given, no action taken.

7. Office of Independent Police Auditor

A. Monthly Contacts: Report on TPD-related contacts by members of the public with the Office of the Independent Police Auditor during the previous month.

Report was given by Tristy Terwilliger, Independent Police Auditor. Discussion was held, handout was given, no action was taken. She and Tucson Police Chief Villasenor attended the Community Police Conference in Washington D.C., conducted by the Police Executive Research Forum (PERF). She brought back concerns from the conference and requested to present materials from the conference at the next CPARB meeting.

8. Tucson Police Department:

A. TPD Updates regarding events or developments relating to TPD during the prior month.

Report was given by Assistant Chief Ramon Batista, Tucson Police Department regarding hiring and training of new officers, an audit by the Department of Justice, and the massage parlor investigation. Discussion was held, no action taken.

Assistant Chief Batista further reports on the massage parlor investigation and who would be terminated, also what citizens would like to see from the next police chief, and police-community relations in Tucson compared to other parts of the country.

- B. Office of Internal Affairs/Updates regarding events or development relating to the Office of Internal Affairs during the prior month.

Report was given by Lieutenant Matt Ronstadt, Tucson Police Department. Lt. Ronstadt stated there was a backlog of cases due to the massage parlor investigation. Discussion was held, no action taken.

9. Discussion and Possible Action on Body Worn Cameras

A handout was given by Board Member Suzanne Elefante, discussion was held and action was taken. Board Member Elefante presented a draft letter to the Mayor and Council to address the issue of obtaining more body worn cameras for Tucson Police Department and suggested a public-private partnership.

Board Members and Assistant Chief Ramon Batista commented on body worn cameras and the infrastructure of the police department, and whether a bond election could take place to assist in purchasing the cameras and other equipment.

Michael Silva, Legal Advisor, suggested the board could make recommendations to the Mayor and Council, the City Manager, Independent Police Auditor, and the Chief of Police. The board cannot make or discuss deals with other businesses.

It was moved by Barbara Sattler, duly seconded, and carried by a voice vote of 6 to 0, (Cherry Jackson absent), to place the body worn camera draft letter for final approval to Mayor and Council on the agenda for next month's meeting.

10. Pro-Active Outreach Possibilities (POP) Sub-Committee

A. Selection of Members

It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to appoint members Glen Parin, Derrick Goodrich, and Felicia Chew to the Pro-Active Outreach Possibilities (POP) Sub-Committee.

B. Approval of POP Agenda

Discussion was held, handout given, no action was taken.

11. Creation/Appointment for Non-Voting Advisory Member Search Sub-Committee

- A. It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to create the Non-Voting Advisory Member Search Sub-Committee.

B. It was moved by Cynthia Schiesel, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to appoint members Cynthia Schiesel, Barbara Sattler, and Suzanne Elefante to the Non-Voting Advisory Member Search Sub-Committee.

12. Selection of Board Training Sub-Committee Members

It was moved by Barbara Sattler, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to not select members and create the Board Training Sub-Committee.

13. Discussion and Possible Action on Number of Cases Reviewed Per Meeting

Discussion held, action taken. The Board decided that the 3 cases they reviewed per month was sufficient and can be changed on an as needed basis.

14. Discussion and Possible Action on Use of CPARB Tracking Sheet.

Discussion held, no action taken.

15. Random Review of TPD Investigations:

1. Case# 15-0160

It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to find Case# 15-0160, to be a fair and thorough investigation.

No questions/comments were made by the Board.

2. Case# 15-0289

It was moved by Barbara Sattler, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to move Case #15-0289 to be a fair and thorough investigation.

Questions/Comments were made by Board Members Cynthia Schiesel, Derrick Goodrich, and Felicia Chew regarding what a step card is, failure of the officer to turn on his lights, the procedure for turning on the emergency lights in a parking lot situation, and inquired about the interview with a concerned witness and the officer's supervisor that the complainant was still upset.

Lieutenant Matt Ronstadt stated that a step card tells citizens the proper steps that need to be taken when given any kind of citation, "fix it" ticket, or warning. The lights were not necessary because the officer did not conduct a stop since the vehicle was already stopped. It would be the officer's discretion in a parking lot scenario to turn on his/her lights. There was no additional follow up after the citizen spoke with the officer's supervisor. Based off the information provided, the officer did not commit a violation. The issue was with the terminology that the officer used for the repair order. According to the supervisor, the

officer recognizes that his choice of words can be confusing and to correct it in the future and there is no indication that the officer violated general orders.

3. Case# 15-0236

It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 6 to 0 (Cherry Jackson absent), to find Case# 15-0236, to be a fair and thorough investigation.

Questions/Comments were made by Board Members Suzanne Elefante and Derrick Goodrich regarding the date listed on the photographs and a summary of the case with the citizen alleging that the officer smiled at her about a previous encounter, which the officer stated didn't happen.

Michael Silva, Legal Advisor, advised that the graphics on the picture shows the date the picture was pulled and provides the information linked to the Internal Affairs Officer that pulled it.

Lieutenant Matt Ronstadt stated the choice on language stems from not having the proper allegation code to document an inappropriate smile.

4. Case# 15-0031

It was moved by Suzanne Elefante, duly seconded, and carried by a voice vote of 5 to 1 (Cherry Jackson absent), to find Case# 15-0031, to be a fair and thorough investigation.

Questions/Comments were made by Board Members Barbara Sattler, Glen Parin, Felicia Chew and Derrick Goodrich had concerns with the officer due to other cases and citizens stating that he was a bully at a personal event where the complainant was also in attendance and the officer was not in uniform. The citizen stated he was being targeted since the officer had recognized his vehicle from a personal event recently. The officer stated he did not recognize the vehicle. Preceding this incident the officer had issued over 100 similar citations, so his credibility is strong; the concern lies with the officer's demeanor during his interview with Internal Affairs. Questioned if there are any rules regarding an officer's relationship with an Internal Affairs Investigator and who is allowed to conduct the interviews, there could potentially be a relationship that may hinder the investigation.

Lieutenant Matt Ronstadt apologized for not having a member of the chain of command present at the meeting to discuss the case. Lt. Ronstadt advised that his expectations of OIA is that if an officer is so personally connected to the investigation, the OIA officer would recuse himself. He said that with this case it is not a situation of the officer being comfortable with the investigator, but quite the opposite. The officer could have been more bristly with his integrity being questioned.

16. Future Agenda Items

1. Update on Police Executive Research Forum-PERF
2. Letter to Mayor and Council relating to Body Worn Cameras
3. Update on City Police Chief Appointment Advisory Committee Process
4. Criminology of Place at the Proactive Outreach Possibilities (POP) Agenda

17. Adjournment 8:01 p.m.

The next regularly scheduled meeting of the Citizen Police Advisory Review Board (CPARB) is on Tuesday, August 18, 2015 at 5:30 p.m.